IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14587 of 2004

Between:

1 K.Narsing Rao, S/o.Ramaiah,
APSRTC, Kushaiguda Depot, Secunderabad.
2 Ch.Bheemaiah, S/o.Late Ch.Veeraiah,
APSRTC, Kushaiguda Depot, Secunderabad.
3 M.C.Narayana, S/o.Late M.Janaiah,
APSRTC, Cantonment Depot, Secunderabad.
4 J.Vinsent S/o.Joseph,
APSRTC, Kushaiguda Depot, Secunderabad.
5 P.Saibaba Reddy, S/o.Late P.Brahmananda Reddy,
APSRTC Kushaiguda Depot, Secunderabad.
6 K.Srinivas, S/o.Narayana,
APSRTC, Kushaiguda Depot, Secunderabad. All are residents of Hyderabad.

..... PETITIONERS

AND

1 A.P.S.R.T.C., rep.by the Managing Director, Musheerabad, Hyderabad-4.
2 The Regional Manager (HCR), Hyderabad city Region, Jubilee Bus station,

picket, Secunderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to call for the records and issue a writ, order or direction more particularly one in the nature of writ of Madamus declaring the action of the respondent in not extending the benefits as far clarification Memo Dt.17-09-1991 by not giving the special Grade/ Stagnation Increments in the pay scales of the petitioners w.e.f.completion of 12 years of service in their respective posts is arbitrary, illegal, contrary to law and contrary to the Judgment of this Honourable High Court Dt.23-08-2000 in W.P.No.5726 of 2000 consequently direct the Respondents to extent the benefits of special Grade / stagnation Increment to the petitioners in their respective pay scales as far clarification Memo Dt.17-09-1991 and also as per the orders of this Honourable High Court Dt.23-08-2000 passed in W.P.No.5726 of 2000 w.e.f. 12 years of completion of service and to pass such other order or orders as the Hon'ble court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.P.SRIDHAR RAO

Counsel for the Respondents: MR.K.HARINATH

The Court at the stage of admission, made the following :

ORAL ORDER

The petitioners are the employees of the respondent-Corporation. They are contending that they have been working since more than 12 years and as per the Circular No.PD/65/89, dated 03-06-1989 and also Memo No.P1/D3(12)87.P.D. dated 17-09-1991, they are entitled for stagnation increments. The respondents did not dispute the instructions of the Department regarding the extension of the benefit of stagnation increments to those employees who have completed 12 years of service.

In the light of the above circumstances, the second respondent is directed to consider the case of the petitioners and on satisfying that they have successfully completed 12 years of service, shall extend the benefit of stagnation increments to the petitioners by virtue of Circular No.PD-65/89, dated 03-06-1989 and also Memo No.P1/D3(12)87.PD. dated 17-09-1991, within two(2) months from the date of receipt of a copy of this Order.

The writ petition is disposed of accordingly. No order as to costs.

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18TH AUGUST 2004

*TSNR

TO

1. A.P.S.R.T.C., rep.by the Managing Director, Musheerabad,

Hyderabad-4.

2 The Regional Manager (HCR), Hyderabad city Region,

Jubilee Bus station, picket, Secunderabad.

3 Two C.D.Copies